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WILLIAM T. WALSH
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WILSON, ELSE, MOSKOWITZ, EDELMAN & DICKER LLP

Carolyn F. O'Connor (2325)

33 Washington St.

Newark, NJ 07102

**Attorneys for Defendant, Samsung Telecommunications America, LLC, improperly named
as Samsung Telecommunications America and AT&T Mobility LLC, improperly named as
AT&T**

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

WILLIAM KESTLY

Plaintiffs,

v.

**AT&T SANSUNG TELECOMMUNICATIONS
AMERICA, JOHN DOES 1-10 (fictitious names),
and AEC CORP., 1-10 (fictitious names),**

Defendant.

Civil Action No. 3:09-cv-05858

Civil Action

**STIPULATION AND ORDER OF
DISMISSAL WITHOUT
PREJUDICE**

FILED ELECTRONICALLY

IT IS HEREBY STIPULATED AND AGREED by and between the
undersigned, that the above-captioned matter is dismissed without prejudice and is hereby
remanded to Monmouth County Superior Court in Monmouth County, New Jersey where
it shall be returned to the Law Division's active list.

Dated: December 17, 2009

**Wilson, Elser, Moskowitz,
Edelman & Dicker, LLP**

By:

**Carolyn F. O'Connor
33 Washington St.
Newark NJ 07102-3017
File No.: 07416.00049**

Manning, Caliendo & Thomson, PA

By:

**Vincent P. Manning
36 West Main St.
Freehold, NJ 07728**

SO ORDERED:

**Mary L. Cooper
Hon. Mary L. Cooper**

Date: Jan. 12, 2010